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16

ORIGIN IO-10

INFO OCT-01 ARA-06 ISO-00 CIAE-00 COME-00 EB-07 INR-05

LAB-01 NSAE-00 RSC-01 SIL-01 L-02 /034 R

DRAFTED BY IO/LABW:RCHEATER

APPROVED BY IO:RDMOREY

LABOR:NVANCON (SUBSTANCE)

S/IL:DGOOD (SUBSTANCE)

ARA/LA/USOAS:GMONSMA

ARA/MEX:MSSHIPPY

ARA/ECP:GOLSEN

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R 280055Z NOV 74

FM SECSTATE WASHDC

TO AMEMBASSY MEXICO

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PASS CHIEF OF USDEL JAMES H. QUACKENBUSH

E.O. 11652:DECLASSIFY ON RECEIPT

TAGS: ILO,AORG

SUBJECT:ILO - POSITIONS FOR RESOLUTIONS SUBMITTED TO TENTH
CONFERENCE OF AMERICAN STATES MEMBERS

1. FOLLOWING ARE APPROVED INSTRUCTIONS FOR GUIDANCE OF
USDEL.

2. RESOLUTION CONCERNING PROTECTION OF WORKERS IN TIMES OF
INFLATION SUBMITTED BY MEXICAN GOVERNMENT.

A. POSITION

(1) USDEL SHOULD NOT OPPOSE THE ILO OBJECTIVES OF INCOME
SECURITY AND INCREASED PURCHASING POWER, BUT SHOULD EXPRESS
CONCERN ABOUT THE POSSIBLE INFLATIONARY EFFECTS IF MEASURES
TO CREATE PURCHASING POWER ARE USED WITHOUT CAUTION.

(2) USDEL SHOULD SUPPORT CONTINUED ILO RESEARCH FOR THE
FURTHERANCE OF KNOWLEDGE ABOUT THE EFFECTS OF INFLATION ON
WORKERS.

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3. USDEL MAY SUPPORT THE RESOLUTION, BUT SHOULD SEEK TO

HAVE THE FIFTH PREAMBULATORY PARAGRAPH CONCERNING BENEFIT OF INFLATION TO COUNTRIES WITH LARGEST ECONOMIC RESOURCES DELETED, AND IF THAT FAILS, DISASSOCIATE ITSELF FROM IT IN AN EXPLANATION OF VOTE.

B. BACKGROUND. USDEL MAY USE BACKGROUND CONTAINED IN DEPARTMENT OF LABOR DRAFT DATED NOVEMBER 21, 1974, HAND CARRIED BY QUACKENBUSH.

3. RESOLUTION ON EFFECTS OF CURRENT INTER-AMERICAN ECONOMIC RELATIONS ON REDISTRIBUTION OF INCOMES AND WEALTH AND WORKERS JOB SECURITY INTRODUCED BY CUBAN WORKER.

A. PROBLEM: TO MAKE CLEAR THE DISTINCTION BETWEEN THE ELEMENTS OF THIS RESOLUTION THAT THE US SUPPORTS AND THOSE THAT IT DOES NOT SUPPORT. RESOLUTION RAISES FUNDAMENTAL QUESTIONS THAT ARE AT THE HEART OF THE DIFFERENCE BETWEEN THE MARKET SYSTEM AND THE NON-MARKET SYSTEM. USDEL'S OBJECTIVE IS TO MAKE IT CLEAR THAT, WHEREAS WE SUPPORT THE PRINCIPLES OF INCREASING INCOME IN LDCS, JOB SECURITY, AND ALL RIGHTS REGARDING SOVEREIGNTY, BASIC LIBERTIES, AND ECONOMIC AND SOCIAL PROGRESS, THE RESOLUTION AS A WHOLE IS UNACCEPTABLE.

B. POSITION.

(1) USDEL SHOULD STATE THAT THE IDEOLOGICAL TONE OF THE RESOLUTION IS CONTENTIOUS, AND THAT IT CONTAINS UNFOUNDED ALLEGATIONS THAT ARE SET FORTH AS IF THEY WERE ESTABLISHED ILO POLICY.

(2) USDEL SHOULD REFUTE THE ASSUMPTION THAT THE PRESENT ECONOMIC STRUCTURE IS UNJUST AND CHARACTERIZED BY DOMINATION AND EXPLOITATION.

(3) USDEL SHOULD STATE THAT WE STRONGLY SUPPORT THE IMPROVEMENT OF WORKERS' WELFARE IN THE AMERICAS, AS WE DO IN THE REST OF THE WORLD. SUCH WORKERS' RIGHTS AS COLLECTIVE BARGAINING AND SUCH WORKER BENEFITS AS SOCIAL SECURITY AND MANPOWER TRAINING ARE EMBODIED IN THE UNITED LIMITED OFFICIAL USE

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STATES ECONOMIC SYSTEM.

(4) USDEL SHOULD STATE THAT MNC'S SERVE A CONSTRUCTIVE PURPOSE IN PROMOTING ECONOMIC GROWTH, THE SPREAD OF TECHNOLOGY, AND IMPROVEMENTS IN THE LEVEL OF LIVING; AND THAT MNC'S ARE EXPECTED TO CONTRIBUTE TO THE WELFARE OF WORKERS AND THE STATES IN WHICH THEY OPERATE.

(5) USDEL SHOULD MAKE THE FOLLOWING SPECIFIC COMMENTS:

(A) STATES' SOVEREIGNTY OVER NATURAL RESOURCES. THIS PART OF THE RESOLUTION WOULD ALLOW A COUNTRY TO ADOPT NATIONALIZATION MEASURES ONLY THROUGH THE APPLICATION OF ITS OWN NATIONAL LEGISLATION. THE UNITED STATES DOES NOT DISPUTE THE RIGHT OF A STATE TO EXERCISE ITS SOVEREIGNTY IF THIS IS DONE FOR A LEGITIMATE PUBLIC PURPOSE, IS NON-DISCRIMINATORY, AND PROVIDES FOR PROMPT, ADEQUATE, AND EFFECTIVE COMPENSATION. AS IT IS NOW STATED, THEREFORE, THE RESOLUTION IS UNACCEPTABLE UNLESS IT IS CHANGED TO INCLUDE LANGUAGE RECOGNIZING INTERNATIONAL RATHER THAN SOLELY NATIONAL LEGAL NORMS.

(B) THE PROPOSED STUDY, WHILE NOT OBJECTIONABLE IN THEORY, PROBABLY WOULD NOT RESULT IN ANY USEFUL CONCLUSIONS. FURTHERMORE, THE "POINTS" FOR INCLUSION APPEAR TO BE PRE-CONCEIVED SOLUTIONS TO UNSPECIFIED PROBLEMS AND DO NOT RELATE TO A STUDY OF THE "EFFECTS OF INTER-AMERICAN RELATIONS".

(C) ANY ILO STUDY SHOULD NOT DUPLICATE WORK BEING CARRIED OUT BY OTHER INTERNATIONAL BODIES.

(6) USDEL SHOULD STRESS OUR AGREEMENT WITH THE OBJECTIVE OF IMPROVING ECONOMIC CONDITIONS IN THE AMERICAS, AS WELL AS IN OTHER REGIONS, STATE THAT ATTEMPTING TO DO THIS THROUGH THE "POINTS" OUTLINED IN THE RESOLUTION (ANNUAL GUARANTEED INCOME, FISCAL MEASURES TO ACHIEVE REDISTRIBUTION OF INCOME) RAISES MANY QUESTIONS. CONSEQUENTLY, FURTHER IN-DEPTH STUDY OF THE "POINTS" AS WELL AS THE QUESTIONS THEY RAISE IS REQUIRED. WE SHOULD INSURE THAT SUCH A STUDY WOULD BE LIMITED TO FACT FINDING, AND SHOULD LIMITED OFFICIAL USE

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NEITHER PRESCRIBE POLICY NOR REQUIRE ENDORSEMENT BY MEMBER GOVERNMENTS.

(7) USDEL SHOULD ABSTAIN ON THE VOTE IN PLENARY, AND GIVE AN EXPLANATION OF VOTE STATING THAT ALTHOUGH WE DO NOT WISH TO BE ON RECORD AS OPPOSING THE RESOLUTION, SINCE IT CONTAINS MANY ELEMENTS THAT WE SUPPORT AND PRACTICE OURSELVES, YET THERE ARE SO MANY OBJECTIONABLE ELEMENTS IN IT THAT WE CANNOT BE ON RECORD AS SUPPORTING IT.

4. RESOLUTION CONCERNING MIGRANT WORKERS SUBMITTED BY ONE MEXICAN DELEGATE.

A. PROBLEM: TO AMEND THE RESOLUTION BY REMOVING CERTAIN OBJECTIONABLE CLAUSES SO THAT USDEL MAY SUPPORT IT.

B. POSITION:

(1) USDEL SHOULD STATE THAT WE STRONGLY SUPPORT THE POSITION THAT THE HUMAN RIGHTS OF ALL PERSONS SHOULD BE RESPECTED, AND THAT IT IS THE POLICY OF THE UNITED STATES GOVERNMENT TO GIVE EQUITABLE AND HUMANE TREATMENT TO ALL MIGRANTS LEGALLY OR ILLEGALLY WITHIN THE BORDERS OF THE UNITED STATES.

(2) USDEL SHOULD STATE THAT WE REALIZE THAT THE QUESTION OF MIGRANT WORKERS IS A PROBLEM THAT EXISTS IN MANY AREAS OF THE WORLD. HOWEVER, THE PROBLEM IS ESSENTIALLY BI-LATERAL IN NATURE, IN THAT THE FLOW OF MIGRATION IS USUALLY BETWEEN TWO SPECIFIC COUNTRIES, AND MUST BE SOLVED IN EACH CASE BY DISCUSSION BETWEEN THE TWO GOVERNMENTS CONCERNED. THUS, WE DO NOT BELIEVE THE PROBLEM CAN BE TREATED EFFECTIVELY IN A MULTINATIONAL FORUM SUCH AS AN ILO CONFERENCE.

(3) USDEL MAY STATE THAT WITH REGARD TO THE FLOW OF MIGRANT LABOR AS IT CONCERNS MEXICO AND THE UNITED STATES, PRESIDENTS ECHEVERRIA AND FORD, DURING THEIR MEETING IN OCTOBER, AGREED TO ESTABLISH A JOINT COMMISSION TO STUDY THE VARIOUS ASPECTS OF THE PROBLEM AND TO RECOMMEND SOLUTIONS. WE VIEW THIS TYPE OF APPROACH, RATHER THAN LIMITED OFFICIAL USE

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MULTILATERAL RESOLUTIONS, AS OFFERING THE BEST OPPORTUNITY FOR FINDING EQUITABLE AND MUTUALLY ACCEPTABLE SOLUTIONS.

(4) USDEL SHOULD SEEK DELETION OF A PPEAL PARAGRAPH NUMBER TWO.

(5) IF THE RESOLUTION IS ADOPTED BY CONSENSUS IN COMMITTEE USDEL, AFTER HAVING MADE THE POINTS LISTED IN (1) THROUGH (4) ABOVE NEED NOT DISSOCIATE THE US FROM THE CONSENSUS.

(6) IF THE PARAGRAPH DESCRIBED IN (4) ABOVE REMAINS IN THE RESOLUTION, -USDEL SHOULD ABSTAIN ON THE ROLL CALL VOTE, BASED ON (1) AND (2) ABOVE AND STATING THAT HE HAS ABSTAINED BECAUSE OF THE UNACCEPTABLE SECOND "APPEAL" PARAGRAPH.

(7) IF THE WORDING REFERRED TO IN (4) ABOVE IS DELETED FROM THE RESOLUTION, USDEL MAY SUPPORT IN THE PLENARY VOTE, BUT SHOULD GIVE AN EXPLANATION OF VOTE STATING THAT OUR VOTE WAS CAST TO DEMONSTRATE OUR SUPPORT FOR THE PRINCIPLE OF ACCORDING HUMANE AND EQUITABLE TREATMENT

TO ALL CATEGORIES OF MIGRANTS, BUT THAT WE NEVERTHELESS
BELIEVE THAT THE PROBLEMS OF MIGRATORY LABOR ARE BETTER

DEALT WITH ON A BILATERAL THAN A MULTILATERAL BASIS.

C. BACKGROUND: SEE NOVEMBER 22 BRIEFING PAPER PREPARED
IN STATE DEPARTMENT FOR DEPUTY UNDER SECRETARY OF LABOR
SEGALL FOR AMPLIFICATION OF BACKGROUND. INGERSOLL

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 28 NOV 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: boyleja
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974STATE262372
Document Source: CORE
Document Unique ID: 00
Drafter: RCHEATER
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D740346-0084
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t1974115/aaaaadwz.tel
Line Count: 231
Locator: TEXT ON-LINE, ON MICROFILM
Office: ORIGIN IO
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 5
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: boyleja
Review Comment: n/a
Review Content Flags:
Review Date: 18 SEP 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <18 SEP 2002 by martinml>; APPROVED <12 MAR 2003 by boyleja>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: LO - POSITIONS FOR RESOLUTIONS SUBMITTED TO TENTH CONFERENCE OF AMERICAN STATES MEMBERS
TAGS: AORG, ILO
To: MEXICO
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005